

*file Personnel*

98th Congress  
2d Session

COMMITTEE PRINT

COMMITTEE  
PRINT 98-10

122

CURRENT SALARY SCHEDULES OF FEDERAL  
OFFICERS AND EMPLOYEES TOGETHER  
WITH A HISTORY OF SALARY AND RE-  
TIREMENT ANNUITY ADJUSTMENTS

COMMITTEE ON  
POST OFFICE AND CIVIL SERVICE  
HOUSE OF REPRESENTATIVES



JANUARY 31, 1984

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(II)

## CONTENTS

	Page
Part I. Current salary rates:	
General Schedule .....	1
Senior Executive Service .....	2
Schedules for the Department of Medicine and Surgery of the Veterans' Administration .....	3
Foreign Service Schedule .....	4
Postal Service Schedules .....	5
Executive, Legislative, and Judicial Salaries .....	8
Part II. History of salary adjustments:	
The President .....	11
The Vice President .....	11
Speaker of the House .....	12
President pro tempore of the Senate .....	13
Majority and minority leaders of the House and Senate .....	14
Members of Congress .....	15
Cabinet officers .....	16
The Executive Schedule .....	17
Senior Executive Service .....	19
Federal judges .....	20
Classified employees (includes statutory systems and pay fixed by administrative action) .....	22
Postal employees .....	24
Salary vetoes .....	23
Commission on Executive, Legislative, and Judicial Salaries .....	26
Executive Salary Cost-of-Living Adjustment Act .....	29
Pay comparability .....	33
Part III. Retirement annuity adjustments .....	39
Cost-of-living adjustments in annuities (an explanation of 5 U.S.C. 8340) .....	42

(III)

# PART I.--CURRENT SALARY RATES

## GENERAL SCHEDULE <sup>1</sup>

January 1, 1984

Grade	Annual rates and steps									
	1	2	3	4	5	6	7	8	9	10
GS-1	\$8,980	\$9,279	\$9,578	\$9,876	\$10,175	\$10,350	\$10,646	\$10,942	\$10,955	\$11,232
GS-2	10,097	10,387	10,671	10,955	11,078	11,404	11,730	12,056	12,382	12,708
GS-3	11,017	11,384	11,751	12,118	12,485	12,852	13,219	13,586	13,953	14,320
GS-4	12,367	12,779	13,191	13,603	14,015	14,427	14,839	15,251	15,663	16,075
GS-5	13,837	14,298	14,759	15,220	15,681	16,142	16,603	17,064	17,525	17,986
GS-6	15,423	15,937	16,451	16,965	17,479	17,993	18,507	19,021	19,535	20,049
GS-7	17,188	17,709	18,280	18,851	19,422	19,993	20,564	21,135	21,706	22,277
GS-8	18,981	19,614	20,247	20,880	21,513	22,146	22,779	23,412	24,045	24,678
GS-9	20,965	21,664	22,363	23,062	23,761	24,460	25,159	25,858	26,557	27,256
GS-10	23,088	23,858	24,628	25,398	26,168	26,938	27,708	28,478	29,248	30,018
GS-11	25,366	26,212	27,058	27,904	28,750	29,596	30,442	31,288	32,134	32,980
GS-12	30,402	31,415	32,428	33,441	34,454	35,467	36,480	37,493	38,506	39,519
GS-13	36,152	37,357	38,562	39,767	40,972	42,177	43,382	44,587	45,792	46,997
GS-14	42,722	44,146	45,570	46,994	48,418	49,842	51,266	52,690	54,114	55,538
GS-15	50,252	51,927	53,602	55,277	56,952	58,627	60,302	61,977	63,652	65,327
GS-16	58,938	60,903	62,868	64,833	66,798	68,763	70,728	72,693	74,658	76,623
GS-17	1 69,042	1 71,343	1 73,644	1 75,945	1 78,246	1 80,547	1 82,848	1 85,149	1 87,450	1 89,751
GS-18	1 80,920	1 83,221	1 85,522	1 87,823	1 90,124	1 92,425	1 94,726	1 97,027	1 99,328	201,629

(1)

<sup>1</sup> Basic pay is limited by section 5308 of title 5 of the United States Code to the rate for level V of the Executive Schedule, which is, as of the effective date of this schedule, \$66,000.

**SENIOR EXECUTIVE SERVICE**

January 1, 1984

Rank:

ES-6	\$69,600
ES-5	67,800
ES-4	66,000
ES-3	63,646
ES-2	61,292
ES-1	58,938

(2)

# **SCHEDULES FOR THE DEPARTMENT OF MEDICINE AND SURGERY OF THE VETERANS' ADMINISTRATION**

January 1, 1984

	Minimum	Maximum
<b>SECTION 4103 SCHEDULE</b>		
Chief Medical Director .....	<sup>(1)</sup>	<sup>2</sup> \$90,745
Deputy Chief Medical Director .....	<sup>(1)</sup>	<sup>3</sup> 87,050
Associate Deputy Chief Medical Director .....	<sup>(1)</sup>	<sup>4</sup> 83,377
Assistant Chief Medical Director .....	<sup>(1)</sup>	<sup>4</sup> 80,920
Medical Director .....	<sup>4</sup> \$69,042	<sup>4</sup> 78,246
Director of Nursing Service .....	<sup>4</sup> 69,042	<sup>4</sup> 78,246
Director of Podiatric Service .....	58,938	<sup>4</sup> 74,658
Director of Chaplain Service .....	58,938	<sup>4</sup> 74,658
Director of Pharmacy Service .....	58,938	<sup>4</sup> 74,658
Director of Dietetic Service .....	58,938	<sup>4</sup> 74,658
Director of Optometric Service .....	58,938	<sup>4</sup> 74,658
<b>PHYSICIAN AND DENTIST SCHEDULE</b>		
Director grade .....	58,938	<sup>4</sup> 74,658
Executive grade .....	54,422	<sup>4</sup> 70,748
Chief grade .....	50,252	65,327
Senior grade .....	42,722	55,538
Intermediate grade .....	36,152	46,997
Full grade .....	30,402	39,519
Associate grade .....	25,366	32,980
<b>NURSE SCHEDULE</b>		
Director grade .....	50,252	65,327
Assistant Director grade .....	42,722	55,538
Chief grade .....	36,152	46,997
Senior grade .....	30,402	39,519
Intermediate grade .....	25,366	32,980
Full grade .....	20,965	27,256
Associate grade .....	18,041	23,450
Junior grade .....	15,423	20,049

<sup>1</sup> Single rate.

<sup>2</sup> Basic pay is limited by section 4107(d) of title 38 of the United States Code to the rate for level III of the Executive Schedule which is, as of the effective date of this schedule, \$70,800.

<sup>3</sup> Basic pay is limited by section 4107(d) of title 38 of the United States Code to the rate for level IV of the Executive Schedule which is, as of the effective date of this schedule, \$69,600.

<sup>4</sup> Basic pay is limited by section 4107(d) of title 38 of the United States Code to the rate for level V of the Executive Schedule which is, as of the effective date of this schedule, \$66,000.

(3)

## FOREIGN SERVICE SCHEDULE

January 1, 1984

	1	2	3	4	5	6	7
Class:							
1 .....	\$50,252	\$51,760	\$53,312	\$54,912	\$56,559	\$58,256	\$60,004
2 .....	40,719	41,941	43,199	44,495	45,830	47,204	48,621
3 .....	32,995	33,985	35,004	36,055	37,136	38,250	39,398
4 .....	26,736	27,538	28,364	29,215	30,092	30,994	31,924
5 .....	21,664	22,314	22,983	23,673	24,383	25,115	25,868
6 .....	19,367	19,948	20,546	21,163	21,798	22,452	23,125
7 .....	17,314	17,833	18,368	18,919	19,487	20,072	20,674
8 .....	15,478	15,942	16,421	16,913	17,421	17,943	18,482
9 .....	13,837	14,252	14,680	15,120	15,574	16,041	16,522
8		9	10	11	12	13	14
Class:							
1 .....	\$61,804	\$63,658	\$65,327	\$65,327	\$65,327	\$65,327	\$65,327
2 .....	50,079	51,582	53,129	54,723	56,365	58,056	59,797
3 .....	40,580	41,797	43,051	44,343	45,673	47,043	48,454
4 .....	32,882	33,868	34,884	35,931	37,009	38,119	39,263
5 .....	26,644	27,443	28,267	29,115	29,988	30,888	31,814
6 .....	23,819	24,534	25,270	26,028	26,808	27,613	28,441
7 .....	21,294	21,933	22,591	23,269	23,967	24,686	25,426
8 .....	19,036	19,607	20,195	20,801	21,425	22,068	22,730
9 .....	17,018	17,528	18,054	18,596	19,154	19,728	20,320

4

# POSTAL SERVICE SCHEDULE FULL-TIME ANNUAL RATES EFFECTIVE NOVEMBER 12, 1983 (PP24-83)

PS GRADE	STEP	1	2	3	4	5	6	7	8	9	10	11	12	STEP INCR.
1	BASIC SALARY	14,300	14,478	14,656	14,834	15,012	15,190	15,368	15,546	15,724	15,902	16,080	16,258	178
	COLA	5,138	5,138	5,138	5,138	5,138	5,138	5,138	5,138	5,138	5,138	5,138	5,138	
	BASE SALARY	19,438	19,616	19,794	19,972	20,150	20,328	20,506	20,684	20,862	21,040	21,218	21,396	
2	BASIC SALARY	14,729	14,922	15,115	15,308	15,501	15,694	15,887	16,080	16,273	16,466	16,659	16,852	193
	COLA	5,138	5,138	5,138	5,138	5,138	5,138	5,138	5,138	5,138	5,138	5,138	5,138	
	BASE SALARY	19,867	20,060	20,253	20,446	20,639	20,832	21,025	21,218	21,411	21,604	21,797	21,990	
3	BASIC SALARY	15,196	15,404	15,612	15,820	16,028	16,236	16,444	16,652	16,860	17,068	17,276	17,484	208
	COLA	5,138	5,138	5,138	5,138	5,138	5,138	5,138	5,138	5,138	5,138	5,138	5,138	
	BASE SALARY	20,334	20,542	20,750	20,958	21,166	21,374	21,582	21,790	21,998	22,206	22,414	22,622	
4	BASIC SALARY	15,701	15,926	16,151	16,376	16,601	16,826	17,051	17,276	17,501	17,726	17,951	18,176	225
	COLA	5,138	5,138	5,138	5,138	5,138	5,138	5,138	5,138	5,138	5,138	5,138	5,138	
	BASE SALARY	20,839	21,064	21,289	21,514	21,739	21,964	22,189	22,414	22,639	22,864	23,089	23,314	
5	BASIC SALARY	16,249	16,491	16,733	16,975	17,217	17,459	17,701	17,943	18,185	18,427	18,669	18,911	242
	COLA	5,138	5,138	5,138	5,138	5,138	5,138	5,138	5,138	5,138	5,138	5,138	5,138	
	BASE SALARY	21,387	21,629	21,871	22,113	22,355	22,597	22,839	23,081	23,323	23,565	23,807	24,049	
6	BASIC SALARY	16,837	17,100	17,363	17,626	17,889	18,152	18,415	18,678	18,941	19,204	19,467	19,730	263
	COLA	5,138	5,138	5,138	5,138	5,138	5,138	5,138	5,138	5,138	5,138	5,138	5,138	
	BASE SALARY	21,975	22,238	22,501	22,764	23,027	23,290	23,553	23,816	24,079	24,342	24,605	24,868	
7	BASIC SALARY	17,477	17,780	18,043	18,326	18,609	18,892	19,175	19,458	19,741	20,024	20,307	20,590	283
	COLA	5,138	5,138	5,138	5,138	5,138	5,138	5,138	5,138	5,138	5,138	5,138	5,138	
	BASE SALARY	22,615	22,918	23,181	23,484	23,747	24,050	24,313	24,576	24,839	25,102	25,365	25,628	
8	BASIC SALARY	18,163	18,470	18,777	19,084	19,391	19,698	20,005	20,312	20,619	20,926	21,233	21,540	307
	COLA	5,138	5,138	5,138	5,138	5,138	5,138	5,138	5,138	5,138	5,138	5,138	5,138	
	BASE SALARY	23,301	23,608	23,915	24,222	24,529	24,836	25,143	25,450	25,757	26,064	26,371	26,678	
9	BASIC SALARY	18,909	19,241	19,573	19,905	20,237	20,569	20,901	21,233	21,565	21,897	22,229	22,561	332
	COLA	5,138	5,138	5,138	5,138	5,138	5,138	5,138	5,138	5,138	5,138	5,138	5,138	
	BASE SALARY	24,047	24,379	24,711	25,043	25,375	25,707	26,039	26,371	26,703	27,035	27,367	27,699	
10	BASIC SALARY	19,698	20,056	20,414	20,772	21,130	21,488	21,846	22,204	22,562	22,920	23,278	23,636	358
	COLA	5,138	5,138	5,138	5,138	5,138	5,138	5,138	5,138	5,138	5,138	5,138	5,138	
	BASE SALARY	24,836	25,194	25,552	25,910	26,268	26,626	26,984	27,342	27,700	28,058	28,416	28,774	
11	BASIC SALARY	20,886	21,284	21,682	22,080	22,478	22,876	23,274	23,672	24,070	24,468	24,866	25,264	398
	COLA	5,138	5,138	5,138	5,138	5,138	5,138	5,138	5,138	5,138	5,138	5,138	5,138	
	BASE SALARY	26,024	26,422	26,820	27,218	27,616	28,014	28,412	28,810	29,208	29,606	30,004	30,402	



## ★ ★ ★ ★ RETIREE ELIGIBLE SCHEDULE ★ ★ ★ ★


**POSTAL SERVICE SCHEDULE  
FULL-TIME ANNUAL RATES**

EFFECTIVE NOVEMBER 12, 1983 (PP24-83)

GRADE	1	2	3	4	5	6	7	8	9	10	11	12	STEP MAX
1 BASIC SALARY	17,919	18,097	18,275	18,453	18,631	18,809	18,987	19,165	19,343	19,521	19,699	19,877	178
COLA	1,518	1,518	1,518	1,518	1,518	1,518	1,518	1,518	1,518	1,518	1,518	1,518	
BASE SALARY	19,437	19,615	19,793	19,971	20,149	20,327	20,505	20,683	20,861	21,039	21,217	21,395	
2 BASIC SALARY	18,348	18,541	18,734	18,927	19,120	19,313	19,506	19,699	19,892	20,085	20,278	20,471	189
COLA	1,518	1,518	1,518	1,518	1,518	1,518	1,518	1,518	1,518	1,518	1,518	1,518	
BASE SALARY	19,866	20,059	20,252	20,445	20,638	20,831	21,024	21,217	21,410	21,603	21,796	21,989	
3 BASIC SALARY	18,815	19,023	19,231	19,439	19,647	19,855	20,063	20,271	20,479	20,687	20,895	21,103	200
COLA	1,518	1,518	1,518	1,518	1,518	1,518	1,518	1,518	1,518	1,518	1,518	1,518	
BASE SALARY	20,333	20,541	20,749	20,957	21,165	21,373	21,581	21,789	21,997	22,205	22,413	22,621	
4 BASIC SALARY	19,320	19,545	19,770	19,995	20,220	20,445	20,670	20,895	21,120	21,345	21,570	21,795	225
COLA	1,518	1,518	1,518	1,518	1,518	1,518	1,518	1,518	1,518	1,518	1,518	1,518	
BASE SALARY	20,838	21,063	21,288	21,513	21,738	21,963	22,188	22,413	22,638	22,863	23,088	23,313	
5 BASIC SALARY	19,888	20,110	20,332	20,554	20,776	21,000	21,220	21,442	21,664	21,886	22,108	22,330	243
COLA	1,518	1,518	1,518	1,518	1,518	1,518	1,518	1,518	1,518	1,518	1,518	1,518	
BASE SALARY	21,386	21,628	21,870	22,112	22,354	22,596	22,838	23,080	23,322	23,564	23,806	24,048	
6 BASIC SALARY	20,488	20,719	20,952	21,185	21,418	21,651	21,884	22,117	22,350	22,583	22,816	23,049	243
COLA	1,518	1,518	1,518	1,518	1,518	1,518	1,518	1,518	1,518	1,518	1,518	1,518	
BASE SALARY	21,974	22,237	22,500	22,763	23,026	23,289	23,552	23,815	24,078	24,341	24,604	24,867	
7 BASIC SALARY	21,096	21,379	21,662	21,945	22,228	22,511	22,794	23,077	23,360	23,643	23,926	24,209	283
COLA	1,518	1,518	1,518	1,518	1,518	1,518	1,518	1,518	1,518	1,518	1,518	1,518	
BASE SALARY	22,614	22,897	23,180	23,463	23,746	24,029	24,312	24,595	24,878	25,161	25,444	25,727	
8 BASIC SALARY	21,792	22,075	22,358	22,641	22,924	23,207	23,490	23,773	24,056	24,339	24,622	24,905	307
COLA	1,518	1,518	1,518	1,518	1,518	1,518	1,518	1,518	1,518	1,518	1,518	1,518	
BASE SALARY	23,300	23,583	23,866	24,149	24,432	24,715	25,000	25,283	25,566	25,849	26,132	26,415	
9 BASIC SALARY	22,528	22,860	23,192	23,524	23,856	24,188	24,520	24,852	25,184	25,516	25,848	26,180	332
COLA	1,518	1,518	1,518	1,518	1,518	1,518	1,518	1,518	1,518	1,518	1,518	1,518	
BASE SALARY	24,046	24,378	24,710	25,042	25,374	25,706	26,038	26,370	26,702	27,034	27,366	27,698	
10 BASIC SALARY	23,317	23,675	24,033	24,391	24,749	25,107	25,465	25,823	26,181	26,539	26,897	27,255	358
COLA	1,518	1,518	1,518	1,518	1,518	1,518	1,518	1,518	1,518	1,518	1,518	1,518	
BASE SALARY	24,835	25,193	25,551	25,909	26,267	26,625	26,983	27,341	27,699	28,057	28,415	28,773	
11 BASIC SALARY	24,505	24,903	25,301	25,699	26,097	26,495	26,893	27,291	27,689	28,087	28,485	28,883	
COLA	1,518	1,518	1,518	1,518	1,518	1,518	1,518	1,518	1,518	1,518	1,518	1,518	
BASE SALARY	26,023	26,421	26,819	27,217	27,615	28,013	28,411	28,809	29,207	29,605	30,003	30,401	



**EXECUTIVE & ADMINISTRATIVE SCHEDULE (EA)  
STEP SCHEDULE  
EFFECTIVE JULY 23, 1983 (PP16-83)**

EA GRADE	1	2	3	4	5	6	7	8	9	STEP INCR.
1	11,240	11,591	11,942	12,293	12,644	12,995	13,346	13,697	14,048	351
2	11,751	12,122	12,493	12,864	13,235	13,606	13,977	14,348	14,719	371
3	12,260	12,681	13,072	13,463	13,854	14,245	14,636	15,027	15,418	391
4	12,961	13,379	13,797	14,215	14,633	15,051	15,469	15,887	16,305	418
5	13,656	13,995	14,434	14,873	15,312	15,751	16,190	16,629	17,068	439
6	14,186	14,661	15,126	15,591	16,056	16,521	16,986	17,451	17,916	465
7	14,774	15,292	15,810	16,328	16,846	17,364	17,882	18,400	18,918	518
8	15,553	16,101	16,649	17,197	17,745	18,293	18,841	19,389	19,937	548
9	16,323	16,904	17,485	18,066	18,647	19,228	19,809	20,390	20,971	581
10	17,086	17,707	18,318	18,929	19,540	20,151	20,762	21,373	21,984	611
11	18,141	18,795	19,449	20,103	20,757	21,411	22,065	22,719	23,373	654
12	18,807	19,528	20,249	20,970	21,691	22,412	23,133	23,854	24,575	721
13	19,772	20,471	21,230	21,989	22,748	23,507	24,266	25,025	25,784	759
14	20,776	21,581	22,386	23,191	23,996	24,801	25,606	26,411	27,216	805
15	21,932	22,788	23,644	24,500	25,356	26,212	27,068	27,924	28,780	858
16	22,970	23,869	24,768	25,667	26,566	27,465	28,364	29,263	30,162	899
17	24,024	25,025	26,026	27,027	28,028	29,029	30,030	31,031	32,032	1,001
18	25,311	26,370	27,429	28,488	29,547	30,606	31,665	32,724	33,783	1,059
19	26,592	27,711	28,830	29,949	31,068	32,187	33,306	34,425	35,544	1,119



**EXECUTIVE & ADMINISTRATIVE SCHEDULE  
NON-STEP SCHEDULE  
EFFECTIVE JULY 23, 1983 (PP16-83)**

GRADE	MINIMUM	MID-POINT	MAXIMUM
20	27,172	32,198	37,224
21	28,541	33,840	39,139
22	30,034	35,832	41,230
23	31,527	37,424	43,319
24	33,409	39,657	45,905
25	35,159	41,781	48,402
26	37,032	44,030	51,028
27	39,302	46,754	54,205
28	41,382	48,396	55,409
29	43,652	50,053	56,454
30	46,567	51,784	57,000

## EXECUTIVE, LEGISLATIVE AND JUDICIAL SALARIES

Position	Salary rate payable Jan. 1, 1984
President of the United States.....	<sup>1</sup> \$200,000
Vice President of the United States.....	<sup>2</sup> 94,200
Members of Congress, including the Resident Commissioner from Puerto Rico and the Delegates from the District of Columbia, Guam, and the Virgin Islands.....	<sup>2</sup> 72,200
Speaker of the House of Representatives.....	<sup>2</sup> 94,200
President pro tempore of the Senate.....	<sup>2</sup> 81,700
Majority and minority leaders of the Senate.....	<sup>2</sup> 81,700
Majority and minority leaders of the House of Representatives.....	<sup>2</sup> 81,700
Other offices in the legislative branch:	
Comptroller General of the United States.....	<sup>2</sup> 72,200
Deputy Comptroller General of the United States.....	<sup>2</sup> 70,800
General Counsel of the United States General Accounting Office.....	<sup>2</sup> 69,600
Librarian of Congress.....	<sup>2</sup> 69,600
Public Printer.....	<sup>2</sup> 69,600
Architect of the Capitol.....	<sup>3</sup> 70,800
Chief Justice of the United States.....	<sup>2</sup> 100,700
Associate Justices of the Supreme Court.....	<sup>2</sup> 96,700
Judges, Circuit Court of Appeals.....	<sup>2</sup> 77,300
Judges, District Courts.....	<sup>2</sup> 73,100
Judges, Court of Int'l Trade.....	<sup>2</sup> 73,100
Judges, Tax Court of the U.S.....	<sup>2</sup> 73,100
Judges, Claims Court.....	<sup>2</sup> 67,500
Judges, Bankruptcy.....	<sup>2</sup> 65,800
Referees, Bankruptcy.....	<sup>2</sup> 32,900
Offices and positions under the Federal executive salary schedule in subch. II of ch. 53 of title 5 of the United States Code:	
Level I.....	<sup>2</sup> 82,900
Level II.....	<sup>2</sup> 72,200
Level III.....	<sup>2</sup> 70,800
Level IV.....	69,600
Level V.....	66,000
Governors, Board of Governors, U.S. Postal Service.....	<sup>4, 5</sup> 10,000

<sup>1</sup> Statutory authority: Public Law 91-1 (Jan. 17, 1969).<sup>2</sup> Statutory authority: Public Law 90-206 (Dec. 16, 1967) and Public Law 94-82 (Aug. 9, 1975).<sup>3</sup> Statutory authority: Public Law 96-146 (Dec. 15, 1979) and Public Law 94-82 (Aug. 9, 1975).<sup>4</sup> Statutory authority: 39 U.S.C. 202(a).<sup>5</sup> Plus \$300 per day for each meeting up to 30 per year.

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**PART II.—HISTORY OF SALARY ADJUSTMENTS**

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## THE PRESIDENT

Year	Amount	Statutory authority
1789.....	\$25,000	Act of Sept. 24, 1789, 1 Stat. 72. Act of Feb. 18, 1793, 1 Stat. 318.
1873.....	50,000	Act of Mar. 3, 1873, 17 Stat. 486.
1909.....	75,000	Public Law 60-326, Mar. 4, 1909, 35 Stat. 859.
1949.....	100,000	Public Law 81-2, Jan. 19, 1949, 63 Stat. 4.
1969.....	200,000	Public Law 91-1, Jan. 17, 1969, 83 Stat. 3.

## THE VICE PRESIDENT

1789.....	\$5,000	Act of Sept. 24, 1789, 1 Stat. 72. Act of Feb. 18, 1793, 1 Stat. 318.
1853.....	8,000	Act of Mar. 3, 1853, 10 Stat. 212.
1873.....	10,000	Act of Mar. 3, 1873, 17 Stat. 486.
1874.....	8,000	Act of Jan. 20, 1874, 18 Stat. (part 3) 4.
1907.....	12,000	Sec. 4, Public Law 59-129, Feb. 26, 1907, 34 Stat. 993.
1925.....	15,000	Sec. 4, Public Law 68-624, Mar. 4, 1925, 43 Stat. 1301.
1946.....	20,000	Sec. 601, Public Law 79-601, Aug. 2, 1946, 60 Stat. 850.
1949.....	30,000	Sec. 1, Public Law 81-2, Jan. 19, 1949, 63 Stat. 4.
1955.....	35,000	Sec. 4, Public Law 84-9, Mar. 2, 1955, 69 Stat. 11.
1964.....	43,000	Public Law 88-426, Aug. 14, 1964, 78 Stat. 422.
1969.....	62,500	Public Law 91-67, Sept. 14, 1969, 83 Stat. 107.
1975.....	65,600	Oct. 1, 1975.*
1976.....	<sup>1</sup> 68,800	Oct. 1, 1976.*
1977.....	75,000	Recommendations of President under sec. 225, Public Law 90-206, Dec. 16, 1967, 81 Stat. 642.
1978.....	<sup>2</sup> 79,100	Oct. 1, 1978.*
1979.....	<sup>3</sup> 84,700	Oct. 1, 1979.*
1980.....	<sup>4</sup> 92,400	Oct. 1, 1980.*
1981.....	<sup>5</sup> 96,800	Oct. 1, 1981.*
1982.....	<sup>6</sup> 100,700	Oct. 1, 1982.*
1984.....	<sup>7</sup> 94,200	Jan. 1, 1984.*

\*Automatic adjustment, Public Law 94-82, Aug. 9, 1975, 89 Stat. 419.

<sup>1</sup> Payment of salary was limited to \$65,600 pursuant to the Legislative Branch Appropriation Act, 1977, Public Law 94-440 (Oct. 1, 1976).

<sup>2</sup> Payment of salary limited to \$75,000 pursuant to Legislative Branch Appropriation Act, 1979, Public Law 95-391.

<sup>3</sup> Payment of salary limited to \$79,125 pursuant to sec. 101(c) of Public Law 96-86 (Oct. 12, 1979).

<sup>4</sup> Payment of salary limited to \$79,125 pursuant to sec. 101(c) of Public Law 96-536 (Dec. 16, 1980).

<sup>5</sup> Payment of salary limited to \$79,125 pursuant to sec. 101(g) of Public Law 97-92 (Dec. 15, 1981).

<sup>6</sup> Payment of salary limited to \$91,000 pursuant to sec. 129 of Public Law 97-377 (Dec. 21, 1982).

<sup>7</sup> See discussion of Public Law 98-51 (July 14, 1983) on p. 32.

Public Law 81-2, January 19, 1949, 63 Stat. 4, granted the President an annual tax exempt expense allowance of \$50,000, and the Vice President an annual allowance of \$10,000, "to assist in defraying expenses relating to or resulting from the discharge of his official duties." The tax exemption on these allowances was discontinued, effective January 20, 1953, by section 619, Public Law 82-183, the Revenue Act of 1951.

Economy legislation in effect in 1932-35 reduced the Vice President's salary by 15 percent, 10 percent, and 5 percent successively during that period. Full salary was restored on April 1, 1935.

## RETIREMENT

Each former President is entitled to receive for the remainder of his life a monetary allowance at a rate per annum which is equal to the annual rate of basic pay of the head of an Executive department (currently \$82,900) (see sec. 6, Public Law 91-658) and the widow of a President is entitled to receive a pension of \$20,000 per annum if she waives the right to any Federal annuity or pension and does not remarry before age 60 (3 U.S.C. 102, note). Participation in the civil service retirement system (5 U.S.C. 8331-8384) is available to the Vice President on his application.

## SPEAKER OF THE HOUSE

Year	Amount	Statutory authority
1789.....	*\$12	Act of Sept. 22, 1789, 1 Stat. 71.
1816.....	3,000	Act of Mar. 19, 1816, 3 Stat. 257.
1818.....	*16	Act of Jan. 22, 1818, 3 Stat. 404.
1856.....	6,000	Act of Aug. 16, 1856, 11 Stat. 48.
1866.....	8,000	Act of July 28, 1866, 14 Stat. 323.
1873.....	10,000	Act of Mar. 3, 1873, 17 Stat. 486.
1874.....	8,000	Act of Jan. 20, 1874, 18 Stat. (part 3) 4.
1907.....	12,000	Sec. 4, Public Law 59-129, Feb. 26, 1907, 34 Stat. 994.
1925.....	15,000	Sec. 4, Public Law 68-624, Mar. 4, 1925, 43 Stat. 1301.
1946.....	20,000	Sec. 601, Public Law 79-601, Aug. 2, 1946, 60 Stat. 850.
1949.....	30,000	Sec. 1, Public Law 81-2, Jan. 19, 1949, 63 Stat. 481.
1955.....	35,000	Sec. 4, Public Law 84-9, Mar. 2, 1955, 69 Stat. 11.
1965.....	43,000	Sec. 204, Public Law 88-426, Aug. 14, 1964, 78 Stat. 415, effective Jan. 3, 1965.
1969.....	62,500	Public Law 91-67, Sept. 15, 1969, 83 Stat. 107, effective Mar. 1, 1969.
1975.....	65,600	Automatic adjustment, Oct. 1, 1975.†
1976.....	<sup>1</sup> 68,800	Automatic adjustment, Oct. 1, 1976.†
1977.....	75,000	Recommendations of President under sec. 225, Public Law 90-206, Dec. 16, 1967, 81 Stat. 642.
1978.....	<sup>2</sup> 79,100	Automatic adjustment, Oct. 1, 1978.†
1979.....	<sup>3</sup> 74,700	Automatic adjustment, Oct. 1, 1979.†
1980.....	<sup>4</sup> 92,400	Automatic adjustment, Oct. 1, 1980.†
1981.....	<sup>5</sup> 96,800	Automatic adjustment, Oct. 1, 1981.†
1982.....	<sup>6</sup> 100,700	Automatic adjustment, Oct. 1, 1982.†
1984.....	<sup>7</sup> 94,200	Automatic adjustment Jan. 1, 1984.†

\*Per day in session. †Public Law 94-82, Aug. 9, 1975, 89 Stat. 419.

<sup>1</sup> Payment of salary was limited to \$65,600 pursuant to the Legislative Branch Appropriation Act, 1977, Public Law 94-440 (Oct. 1, 1976).

<sup>2</sup> Payment of salary limited to \$75,000 pursuant to the Legislative Branch Appropriation Act, 1979, Public Law 95-391 (Sept. 30, 1978).

<sup>3</sup> Payment of salary limited to \$79,125 pursuant to sec. 101(c) Public Law 96-86 (Oct. 12, 1979).

<sup>4</sup> Payment of salary limited to \$79,125 pursuant to sec. 101(c) of Public Law 96-536 (Dec. 16, 1980).

<sup>5</sup> Payment of salary limited to \$79,125 pursuant to sec. 101(g) of Public Law 97-92 (Dec. 15, 1981).

<sup>6</sup> Payment of salary limited to \$91,000 pursuant to sec. 129 of Public Law 97-377 (Dec. 21, 1982).

<sup>7</sup> See discussion of Public Law 98-51 (July 14, 1983) on p. 32.

## ALLOWANCE

\$10,000 expense allowance (taxable) to assist defraying expenses relating to official duties (2 U.S.C. 31b).

## PRESIDENT PRO TEMPORE OF THE SENATE

Year	Amount	Statutory authority
1969.....	\$42,500	Same as rate for other Members prior to 1969 except when there is no Vice President, then same rate as for Vice President (2 U.S.C. 32).
1969.....	49,500	Public Law 91-67, Sept. 15, 1969, 83 Stat. 107, effective Mar. 1, 1969.
1975.....	52,000	Automatic adjustment, Oct. 1, 1975, Public Law 94-82, Aug. 9, 1975, 89 Stat. 419.
1976.....	<sup>1</sup> 54,500	Automatic adjustment, Oct. 1, 1976, Public Law 94-82, Aug. 9, 1975, 89 Stat. 419.
1977.....	65,000	Recommendations of President under sec. 225, Public Law 90-206, Dec. 16, 1967, 81 Stat. 642.
1978.....	<sup>2</sup> 68,600	Automatic adjustment, Oct. 1, 1978, Public Law 94-82, Aug. 9, 1975, 89 Stat. 419.
1979.....	<sup>3</sup> 73,400	Automatic adjustment, Oct. 1, 1979, Public Law 94-82, Aug. 9, 1975, 89 Stat. 419.
1980.....	<sup>4</sup> 80,100	Automatic adjustment, Oct. 1, 1980, Public Law 94-82, Aug. 9, 1975, 89 Stat. 419.
1981.....	<sup>5</sup> 83,900	Automatic adjustment, Oct. 1, 1981, Public Law 94-82, Aug. 9, 1975, 89 Stat. 419.
1982.....	<sup>6</sup> 87,300	Automatic adjustment, Oct. 1, 1982, Public Law 94-82, Aug. 9, 1975, 89 Stat. 419.
1984.....	<sup>7</sup> 81,700	Automatic adjustment Jan. 1, 1984, Public Law 94-82, Aug. 9, 1975, 89 Stat. 419.

<sup>1</sup> Payment of salary was limited to \$52,000 pursuant to the Legislative Branch Appropriation Act, 1977, Public Law 94-440 (Oct. 1, 1976).

<sup>2</sup> Payment of salary was limited to \$65,000 pursuant to the Legislative Branch Appropriation Act, 1979 (Public Law 95-391 (Sept. 30, 1978)).

<sup>3</sup> Payment of salary limited to \$68,575 pursuant to sec. 101(c) of Public Law 96-86 (Oct. 12, 1979).

<sup>4</sup> Payment of salary limited to \$68,575 pursuant to sec. 101(c) of Public Law 96-536 (Dec. 16, 1980).

<sup>5</sup> Payment of salary limited to \$68,575 pursuant to sec. 101(g) of Public Law 97-92 (Dec. 15, 1981).

<sup>6</sup> Payment of salary limited to \$68,575 pursuant to sec. 129 of Public Law 97-377 (Dec. 21, 1982). Pursuant to sec. 908(d) of Public Law 98-63 (July 30, 1983), the rate of pay was increased to \$78,900, effective July 1, 1983.

<sup>7</sup> See discussion of Public Law 98-51 (July 14, 1983) on p. 32.

## MAJORITY AND MINORITY LEADERS OF HOUSE AND SENATE

Year	Amount	Statutory authority
1965.....	\$30,000	Same as rate for other Members prior to 1965.
1965.....	35,000	Sec. 11(e), Public Law 89-301, Oct. 29, 1965, 79 Stat. 1120, effective Oct. 1, 1965.
1969.....	49,500	Public Law 91-67, Sept. 15, 1969, 83 Stat. 107 effective Mar. 1, 1969.
1975.....	52,000	Automatic adjustment, Oct. 1, 1975, Public Law 94-82 Aug. 9, 1975, 89 Stat. 419.
1976.....	<sup>1</sup> 54,500	Automatic adjustment, Oct. 1, 1976, Public Law 94-82 Aug. 9, 1975, 89 Stat. 419.
1977.....	65,000	Recommendations of President under sec. 225, Public Law 90-206, Dec. 16, 1967, 81 Stat. 642.
1978.....	<sup>2</sup> 68,600	Automatic adjustment, Oct. 1, 1978, Public Law 94-82, Aug. 9, 1975, 89 Stat. 419.
1979.....	<sup>3</sup> 73,400	Automatic adjustment, Oct. 1, 1979, Public Law 94-82, Aug. 9, 1975, 89 Stat. 419.
1980.....	<sup>4</sup> 80 100	Automatic adjustment, Oct. 1, 1980, Public Law 94-82, Aug. 9, 1975, 89 Stat. 419.
1981.....	<sup>5</sup> 83 900	Automatic adjustment, Oct. 1, 1981, Public Law 94-82, Aug. 9, 1975, 89 Stat. 419.
1982.....	<sup>6</sup> 87,300	Automatic adjustment, Oct. 1, 1982, Public Law 94-82, Aug. 9, 1975, 89 Stat. 419.
1984.....	<sup>7</sup> 81,700	Automatic adjustment Jan. 1, 1984, Public Law 94-82, Aug. 9, 1975, 89 Stat. 419.

<sup>1</sup> Payment of salary was limited to \$52,000 pursuant to the Legislative Branch Appropriation Act, 1977, Public Law 94-440 (Oct. 1, 1976).

<sup>2</sup> Payment of salary was limited to \$65,000 pursuant to Legislative Branch Appropriation Act, 1979, Public Law 95-391 (Sept. 30, 1978).

<sup>3</sup> Payment of salary was limited to \$68,575 pursuant to sec. 101(c) of Public Law 96-86 (Oct. 12, 1979).

<sup>4</sup> Payment of salary was limited to \$68,575 pursuant to sec. 101(c) of Public Law 96-536 (Dec. 16, 1980).

<sup>5</sup> Payment of salary was limited to \$68,575 pursuant to sec. 101(g) of Public Law 97-92 (Dec. 15, 1981).

<sup>6</sup> Payment of salary was limited, in the case of the House to \$78,900, and in the case of the Senate to \$68,575, pursuant to sec. 129 of Public Law 97-377 (Dec. 21, 1982). Pursuant to sec. 908(d) of Public Law 98-63 (July 30, 1983), the rate of pay in the case of the Senate was increased to \$78,900, effective July 1, 1983.

<sup>7</sup> See discussion of Public Law 98-51 (July 14, 1983) on p. 32.



MEMBERS OF CONGRESS <sup>1</sup>

Year	Amount	Statutory authority
1856.....	\$3,000	Act of Aug. 16, 1856, 11 Stat. 48.
1857.....	<sup>2</sup> 250	Act of Dec. 23, 1847, 11 Stat. 367.
1866.....	5,000	Act of July 28, 1866, 14 Stat. 323.
1873.....	7,500	Act of Mar. 3, 1873, 17 Stat. 486.
1874.....	5,000	Act of Jan. 20, 1874, 18 Stat. (part 3) 4.
Mar. 4, 1907...	7,500	Sec. 4, Public Law 59-129, Feb. 26, 1907, 34 Stat. 993.
Mar. 4, 1925...	10,000	Sec. 4, Public Law 68-624, Mar. 4, 1925, 43 Stat. 1301.
Jan. 3, 1947 ...	12,500	Sec. 601(a), Public Law 79-610, act of Aug. 2, 1946, 60 Stat. 850.
Mar. 1, 1955...	22,500	Sec. 4(a), Public Law 84-9, act of Mar. 2, 1955, 69 Stat. 11.
Jan. 3, 1965 ...	30,000	Sec. 204, Public Law 88-426, act of Aug. 14, 1964, 78 Stat. 415.
Mar. 1, 1969...	42,500	Recommendations of President under sec. 225, Public Law 90-206, Dec. 16, 1967, 81 Stat. 642.
1975.....	44,600	Automatic adjustment, Oct. 1, 1975, Public Law 94-82, Aug. 9, 1975, 89 Stat. 419.
1976.....	<sup>3</sup> 46,800	Automatic adjustment, Oct. 1, 1976, Public Law 94-82, Aug. 9, 1975, 89 Stat. 419.
1977.....	57,500	Recommendations of President under sec. 225, Public Law 90-206, Dec. 16, 1967, 81 Stat. 642.
1978.....	<sup>4</sup> 60,700	Automatic adjustment, Oct. 1, 1978, Public Law 94-82, Aug. 9, 1975, 89 Stat. 419.
1979.....	<sup>5</sup> 65,000	Automatic adjustment, Oct. 1, 1979, Public Law 94-82, Aug. 9, 1975, 89 Stat. 419.
1980.....	<sup>6</sup> 70,900	Automatic adjustment, Oct. 1, 1980, Public Law 94-82, Aug. 9, 1975, 89 Stat. 419.
1981.....	<sup>7</sup> 74,300	Automatic adjustment, Oct. 1, 1981, Public Law 94-82, Aug. 9, 1975, 89 Stat. 419.
1982.....	<sup>8</sup> 77,300	Automatic adjustment, Oct. 1, 1982, Public Law 94-82, Aug. 9, 1975, 89 Stat. 419.
1984.....	<sup>9</sup> 72,200	Automatic adjustment, Jan. 1, 1984, Public Law 94-82, Aug. 9, 1975, 89 Stat. 419.

<sup>1</sup> Same rates now apply to the Resident Commissioner from Puerto Rico and the Delegates from the District of Columbia, Guam, American Samoa, and the Virgin Islands.

<sup>2</sup> Monthly.

<sup>3</sup> Payment of salary was limited to \$44,600 pursuant to the Legislative Branch Appropriation Act, 1977, Public Law 94-440 (Oct. 1, 1976).

<sup>4</sup> Payment of salary limited to \$57,500 pursuant to Legislative Branch Appropriation Act, 1979, Public Law 95-391. (Sept. 30, 1978).

<sup>5</sup> Payment of salary limited to \$60,662.50 pursuant to sec. 101(c) of Public Law 96-86 (Oct. 12, 1979).

<sup>6</sup> Payment of salary limited to \$60,662.50 pursuant to sec. 101(c) of Public Law 96-536 (Dec. 16, 1980).

<sup>7</sup> Payment of salary limited to \$60,662.50 pursuant to sec. 101(g) of Public Law 97-92 (Dec. 15, 1981).

<sup>8</sup> Payment of salary limited in the case of the House to \$69,800, and in the case of the Senate to \$60,662.50 pursuant to sec. 129 of Public Law 97-377 (Dec. 21, 1982). Pursuant to sec. 908(d) of Public Law 98-63 (July 30, 1983), the rate of pay for Members of the Senate was increased to \$69,800, effective July 1, 1983.

<sup>9</sup> See discussion of Public Law 98-51 (July 14, 1983) on p. 32.

From 1789 to 1856, Senators and Representatives received per diem pay while Congress was in session, except for the period 1815-1817 when they received \$1,500 a year. First established at \$6 a day per diem was raised to \$8 in 1818 and remained there until 1856 when Members of Congress were placed on annual salaries.

Economy legislation in the period 1932-35 reduced the compensation of Members of Congress 15 percent, 10 percent, and 5 percent successively during that period. Full compensation was restored April 1, 1935.

#### RETIREMENT

Participation in the civil service retirement system (5 U.S.C. 8331-8348) is available to the Members of Congress on their application.

#### ALLOWANCES

\$2,500 expense allowance per annum effective January 3, 1947, to assist in defraying expenses relating to official duty, for which no tax liability shall incur. Section 601(b), act of August 2, 1946, 60 Stat. 850.

Effective January 3, 1953, expense allowance made subject to tax liability. Section 619(d), act of October 20, 1951 (Revenue Act of 1951) 65 Stat. 570.

Effective March 1, 1955, the expense allowance provisions of the 1946 act were repealed. Section 4(b), act of March 2, 1955, 69 Stat. 11.

#### CABINET OFFICERS

Year	Amount	Statutory authority
1789.....	\$3,500	Act of Sept. 11, 1789, 1 Stat. 68.
1799.....	5,000	Act of Mar. 2, 1799, 1 Stat. 730.
1819.....	6,000	Act of Feb. 20, 1819, 3 Stat. 484.
1853.....	8,000	Act of Mar. 3, 1853, 10 Stat. 212.
1873.....	10,000	Act of Mar. 3, 1873, 17 Stat. 486.
1874.....	8,000	Act of Jan. 20, 1874, 18 Stat. (pt. 3) 4.
1907.....	12,000	Sec. 4, Public Law 59-129, Feb. 26, 1907.
1925.....	15,000	Sec. 4, Public Law 68-624, Mar. 4, 1925.
1949.....	22,500	Sec. 1, Public Law 81-359, Oct. 15, 1949.
1956.....	25,000	Sec. 102, Public Law 84-854, July 31, 1956.
1964.....		(Included under level I of the Executive Schedule.)

The above rates have not applied to every job in the President's Cabinet through the years, but each rate was generally recognized as the established rate for the head of an executive department.

In 1973, the rates for top Government officials were increased, but the increases were repealed the next year.

Economy legislation effective in 1932-35 reduced rates 15 percent, 10 percent, and 5 percent successively during that period. Full salary was restored April 1, 1935.

## THE EXECUTIVE SCHEDULE

Level	1964 <sup>1</sup>	1967 <sup>2</sup>	1969 <sup>3</sup>	1975 <sup>6</sup>	1976 <sup>6</sup>	1977 <sup>3</sup>
I.....	\$35,000	( <sup>4</sup> )	<sup>5</sup> \$60,000	\$63,000	<sup>7</sup> \$66,000	\$66,000
II.....	30,000	( <sup>4</sup> )	42,500	44,600	<sup>7</sup> 46,800	57,500
III.....	28,500	\$29,500	40,000	42,000	<sup>8</sup> 44,000	52,500
IV.....	27,000	28,750	38,000	39,900	<sup>7</sup> 41,800	50,000
V.....	26,000	28,000	36,000	37,800	<sup>7</sup> 39,600	47,500

  

	1978 <sup>6</sup>	1979 <sup>6</sup>	1980 <sup>6</sup>
I.....	<sup>8</sup> \$69,600	<sup>9</sup> \$74,500	<sup>10</sup> \$81,300
II.....	<sup>8</sup> 60,700	<sup>9</sup> 65,000	<sup>10</sup> 70,900
III.....	<sup>8</sup> 55,400	<sup>9</sup> 59,300	<sup>10</sup> 64,700
IV.....	<sup>8</sup> 52,800	<sup>9</sup> 56,500	<sup>10</sup> 61,600
V.....	<sup>8</sup> 50,100	<sup>9</sup> 53,600	<sup>10</sup> 58,500

  

	1981 <sup>6</sup>	1982 <sup>6</sup>	1984 <sup>6 13</sup>
I.....	<sup>11</sup> \$85,200	(\$69,630.00)	<sup>12</sup> \$88,600
II.....	<sup>11</sup> 74,300	(60,662.50)	<sup>12</sup> 77,300
III.....	<sup>11</sup> 67,800	(59,500.00)	<sup>12</sup> 70,500
IV.....	<sup>11</sup> 64,600	(58,500.00)	67,200
V.....	<sup>11</sup> 61,300	(57,500.00)	63,800

<sup>1</sup> Sec. 303, Public Law 88-426 (Aug. 14, 1964).

<sup>2</sup> Sec. 215, Public Law 90-206 (Dec. 16, 1967).

<sup>3</sup> Adjustments based on recommendations of Commission on Executive, Legislative, and Judicial Salaries, sec. 225, Public Law 90-206 (Dec. 16, 1967).

<sup>4</sup> No change.

<sup>5</sup> Public Law 93-178 (Dec. 10, 1973), reduced the rate for Attorney General Saxbe to \$35,000. Level I rate for position restored effective Feb. 4, 1975, Public Law 94-2 (Feb. 18, 1975).

<sup>6</sup> Automatic adjustments, Public Law 94-82 (Aug. 9, 1975).

<sup>7</sup> Pursuant to the Legislative Branch Appropriation Act of 1977, Public Law 94-440 (Oct. 1, 1977), pay for these positions was limited to the rate in effect on Sept. 30, 1976, i.e., the 1975 rates.

<sup>8</sup> Pursuant to Legislative Branch Appropriation Act, 1979, Public Law 95-391, pay for these positions was limited to the rate in effect on Sept. 30, 1978, i.e., the 1977 rates.

<sup>9</sup> Payment of salary limited to the rate shown in parentheses pursuant to sec. 101(c) of Public Law 96-86 (Oct. 12, 1979).

<sup>10</sup> Payment of salary limited to the rate shown in parentheses pursuant to sec. 101(c) of Public Law 96-536 (Dec. 16, 1980).

<sup>11</sup> Payment of salary limited to the rate shown in parentheses pursuant to secs. 101(g) and 141 of Public Law 97-92 (Dec. 15, 1981).

<sup>12</sup> Payment of salary limited to the rate shown in parentheses pursuant to sec. 129 of Public Law 97-377 (Dec. 21, 1982).

<sup>13</sup> See discussion of Public Law 98-51 (July 14, 1983) on page 32.

EXAMPLES OF EXECUTIVE LEVEL POSITIONS

Level I—Cabinet officers.

Level II—Deputy Secretaries of major departments, Secretaries of military departments and heads of major agencies.

Level III—Deputy Secretaries of minor departments, heads of middle level agencies.

Level IV—Assistant Secretaries and General Counsels of departments, heads of minor agencies, members of certain Boards and Commissions.

Level V—Administrators, Commissioners, Directors, and Members of Boards, Commissions, or units of agencies.

## THE SENIOR EXECUTIVE SERVICE

Pay rates	July 1979	October 1979	October 1980	October 1981	October 1982	January 1984
ES-6 .....	<sup>1</sup> \$52,800	<sup>2</sup> \$56,500	<sup>3</sup> \$61,600	<sup>4</sup> \$64,600	\$67,200	\$69,600
ES-5 .....	<sup>1</sup> 51,450	<sup>2</sup> 54,662	<sup>3</sup> 59,604	<sup>4</sup> 62,950	65,500	67,800
ES-4 .....	<sup>1</sup> 50,100	<sup>2</sup> 52,884	<sup>3</sup> 57,673	<sup>4</sup> 61,300	63,800	66,000
ES-3 .....	48,250	51,164	<sup>3</sup> 55,804	<sup>4</sup> 59,119	61,515	63,646
ES-2 .....	46,470	49,499	<sup>3</sup> 53,996	56,936	59,230	61,292
ES-1 .....	44,756	47,889	52,247	54,755	56,945	58,938

<sup>1</sup> Notwithstanding these rates, pursuant to sec. 304 of Public Law 95-391 (Sept. 30, 1978), funds are not available to pay a salary in this schedule at a rate which exceeds the rate payable for level IV of the Executive Schedule, which was \$50,000.

<sup>2</sup> Notwithstanding these rates, pursuant to sec. 101(c) of Public Law 96-86 (Oct. 12, 1979), funds were not available to pay a salary in this schedule at a rate which exceeds the rate payable for level IV of the Executive Schedule, which was \$52,750.

<sup>3</sup> Notwithstanding these rates, pursuant to sec. 101(c) of Public Law 96-536 (Dec. 16, 1980), funds were not available to pay a salary in this schedule at a rate which exceeds the rate payable for level IV of the Executive Schedule, which was \$52,750.

<sup>4</sup> Notwithstanding these rates, pursuant to sec. 101(g) of Public Law 97-92 (Dec. 15, 1981), funds were not available to pay a salary in this schedule at a rate which exceeds the rate payable for level IV of the Executive Schedule, which was \$58,500.

## FEDERAL JUDGES' SALARY RATES

Year	Chief Justice of the United States	Associate Justices	Circuit court of appeals <sup>1</sup>	District court	Court of claims	Court of International Trade	Claims court
1789 .....	\$4,000	\$3,500					
1819 .....	1 Stat. 72	1 Stat. 72					
1855 .....	\$5,000	\$4,000					
1869 .....	3 Stat. 484	3 Stat. 484					
1871 .....	\$6,500	\$6,000			\$4,000		
1872 .....	10 Stat. 655	10 Stat. 655			10 Stat. 612		
1873 .....			\$5,000				
1891 .....	\$8,500	\$8,000	16 Stat. 45				
1903 .....	16 Stat. 494	16 Stat. 494	\$6,000				
1910 .....	\$10,500	\$10,000			\$4,500		
1911 .....	17 Stat. 486	17 Stat. 486			17 Stat. 85		
1919 .....							
1926 <sup>s</sup> .....	\$13,000	\$12,500		<sup>3</sup> \$5,000			
1946 .....	32 Stat. 825	32 Stat. 825		26 Stat. 783			
1955 .....	\$15,000	\$14,500		\$6,000	<sup>4</sup> \$6,500		
1964 .....	36 Stat. 1152	36 Stat. 1152		32 Stat. 825	32 Stat. 825		
1926 <sup>s</sup> .....	\$20,500	\$20,000					
1946 .....	44 Stat. 919	44 Stat. 919					
1955 .....	\$25,500	\$25,000					
1964 .....	60 Stat. 716	60 Stat. 716					
1926 <sup>s</sup> .....	\$35,500	\$35,000					
1946 .....	69 Stat. 9	69 Stat. 9					
1955 .....	\$40,000	\$39,500					
1964 .....	78 Stat. 434	78 Stat. 434					
1926 <sup>s</sup> .....			\$8,500	\$7,500	<sup>4</sup> \$8,000		
1946 .....			40 Stat. 1157	40 Stat. 1157	40 Stat. 1157		
1955 .....			\$12,500	\$10,000	\$12,500		
1964 .....			44 Stat. 919	44 Stat. 919	44 Stat. 919		
			\$17,500	\$15,000	\$17,500		
			60 Stat. 716	60 Stat. 716	60 Stat. 716		
			\$25,500	\$22,500	\$25,500		
			69 Stat. 10	69 Stat. 10	69 Stat. 10		
			\$33,000	\$30,000	\$33,000		
			78 Stat. 434	78 Stat. 434	78 Stat. 434		

1969 <sup>6</sup>	\$62,500	\$60,000	\$42,500	\$40,500	\$42,500
1975 <sup>7</sup>	\$65,600	\$63,000	\$44,600	\$42,000	\$44,600
	89 Stat. 419	89 Stat. 419	89 Stat. 419	89 Stat. 419	89 Stat. 419
1976 <sup>7</sup>	\$68,800	\$66,000	\$46,800	\$44,000	\$46,800
1977 <sup>6</sup>	75,000	72,000	57,500	54,500	57,500
1978 <sup>7</sup>	\$79,100	\$76,000	\$60,700	\$57,500	\$60,700
1979 <sup>7</sup>	84,700	81,300	65,000	61,500	65,000
1980 <sup>7</sup>	92,400	88,700	70,900	67,100	70,900
1981 <sup>7</sup>	96,800	93,000	74,300	70,300	74,300
1982 <sup>7</sup>	100,700	96,700	77,300	73,100	77,300
1984 <sup>9</sup>	100,700	96,700	77,300	73,100	77,300
					<sup>11</sup> \$65,200
					<sup>12</sup> 67,500
					\$73,100

<sup>1</sup> Circuit courts were established in 1789. The 13 judicial districts were divided into 3 circuits with 2 Justices of the Supreme Court and the district judge of the district of jurisdiction presiding (1 Stat. 74-75). Under the reorganization of the judicial system in 1869, 9 circuit judges were appointed and ordered to sit with designated Supreme Court Justices and district judges (16 Stat. 44-45). The Circuit Court of Appeals was established in 1891 (26 Stat. 826).

<sup>2</sup> The Board of General Appraisers was designated as the "U.S. Customs Court" by an act of May 28, 1926 (44 Stat. 669).

<sup>3</sup> Prior to 1891, salaries of the district judges varied among the several districts. The 13 district judgeships established in 1789 ranged in salaries from \$800 to \$1,800 (1 Stat. 72). An act in 1891 established a uniform salary (26 Stat. 783).

<sup>4</sup> Rate for presiding judge; others received \$500 less.

<sup>5</sup> The salaries of Federal judges were unaffected by the reductions which took place during the period 1932 to 1935. Article III, section 1, of the Constitution provides that Federal judges' compensation "shall not be diminished during their continuance in office."

<sup>6</sup> See p. 26 for information on the Commission on Executive, Legislative, and Judicial Salaries.

<sup>7</sup> Automatic adjustment, Public Law 94-82 (89 Stat. 419).

<sup>8</sup> Pursuant to the Legislative Branch Appropriation Act of 1979, pay for these positions was limited to the rate in effect on Sept. 30, 1978, i.e., the 1977 rates.

<sup>9</sup> Pursuant to section 140 of Public Law 97-92 (95 Stat. 1200), salaries for Article III Federal judges and Justices of the Supreme Court were not increased.

<sup>10</sup> The Court of Claims was merged with the Court of Customs and Patent Appeals to form the new Court of Appeals for the Federal Circuit pursuant to Public Law 97-164 (96 Stat. 25). The Court of Claims' trial functions were transferred to the new United States Claims Court.

<sup>11</sup> The Claims Court judges' salary was \$62,700 from October 1982 until December 18, 1982, at which time they received an automatic increase pursuant to Public Law 94-82 (89 Stat. 419).

<sup>12</sup> Claims Court judges are Article I judges and are not affected by section 140 of Public Law 97-92.

## CLASSIFIED EMPLOYEES

Effective date	Average increase (percent)	Amount of increase	Public law and date approved
July 1, 1945 .....	15.9	20 percent for all employees, on 1st \$1,200; 10 percent on next \$3,400; 5 percent on remainder, subject to ceiling of \$10,000.	79-106, June 30, 1945.
July 1, 1946 .....	14.0	14 percent for all employees, subject to ceiling of \$10,000.	79-390, May 24, 1946.
June 30, 1948 .....	11.0	\$330 for all employees, subject to ceiling of \$10,300.	80-900, July 3, 1948.
Oct. 28, 1949 .....	4.0	\$140 for all employees, subject to ceiling of \$14,800.	81-429, Oct. 28, 1949.
June 30, 1951 .....	10.0	10 percent for all employees, subject to minimum increase of \$300; maximum increase of \$800, and ceiling of \$14,800.	82-201, Oct. 24, 1951.
Feb. 28, 1955 .....	7.5	7.5 percent for all employees, subject to ceiling of \$14,800.	84-94, June 28, 1955.
June 30, 1956 .....		Ceiling of \$16,000.	84-854, July 31, 1956.
Jan. 1, 1958 .....	10.0	10 percent for all employees, subject to ceiling of \$17,500.	85-462, June 20, 1958.
July 1, 1960 .....	7.5	7.5 percent for all employees.	85-568, July 1, 1960.
Oct. 11, 1962 .....	5.5	5.5 percent for all employees Oct. 11, 1962, plus additional step for 1st 3 grades; 41.1 percent January 1964.	87-793, Oct. 11, 1962.
Jan. 1, 1964 .....	4.1	4.1 percent for all employees.	88-426, Aug. 14, 1964.
July 1, 1964 .....	4.2	4.2 percent for all employees.	89-301, Oct. 29, 1965.
Oct. 1, 1965 .....	3.6	3.6 percent for all employees.	89-504, July 18, 1966.
July 1, 1966 .....	2.9	2.9 percent for all employees.	90-206, Dec. 16, 1967.
Oct. 1, 1967 .....	4.5	4.5 percent for all employees.	90-206, Dec. 16, 1967.
July 1, 1968 .....	4.9	3 percent minimum, or 1/2 comparability.	H. Doc. 90-327.
July 1, 1969 .....	9.1	Full comparability.	H. Doc. 91-131.
Dec. 27, 1969 .....	6.0	6 percent for all employees.	91-231, Apr. 15, 1970.
Jan. 1, 1971 .....	6.0	6 percent for all employees (annual comparability pay adjustment).	5 U.S.C. 5305.
Jan. 1, 1972 .....	5.5	5.5 percent for all employees.	92-210, Dec. 22, 1971.
Jan. 1, 1973 .....	5.1	5.1 percent for all employees (annual comparability pay adjustment).	5 U.S.C. 5305.
Oct. 1, 1973 .....	4.8	4.8 percent average increase for all employees (annual comparability pay adjustment).	5 U.S.C. 5305.
Oct. 1, 1974 .....	5.5	5.5 percent average increase for all employees (annual comparability pay adjustment).	5 U.S.C. 5305.
Oct. 1, 1975 .....	5.0	5 percent average increase for all employees (annual comparability pay adjustment).	5 U.S.C. 5305.



Oct. 1, 1976..... 4.8 Increase varies from 4.24 percent to 11.83 percent (annual comparability pay adjustment). 5 U.S.C. 5305.

Oct. 1, 1977..... 7.05 7.05 percent average increase for all employees (annual comparability pay adjustment)..... 5 U.S.C. 5305.

Oct. 1, 1978..... 5.5 5.5 percent average increase for all employees (annual comparability pay adjustment)..... 5 U.S.C. 5305.

Oct. 1, 1979..... 7.02 7.02 percent average increase for all employees (annual comparability pay adjustment)..... 5 U.S.C. 5305.

Oct. 1, 1980..... 9.11 9.11 percent average increase for all employees (annual comparability pay adjustment)..... 5 U.S.C. 5305.

Oct. 1, 1981..... 4.80 4.80 percent average increase for all employees (annual comparability pay adjustment)..... 5 U.S.C. 5305.

Oct. 1, 1982..... 4.0 4.0 percent average increase for all employees (annual comparability pay adjustment)..... 5 U.S.C. 5305.

Jan. 1, 1984..... 3.5 3.5 percent average increase for all employees (annual comparability pay adjustment)..... 5 U.S.C. 5305.

<sup>1</sup> Effective date of Jan. 1, 1973, was subsequently changed, retroactively, to Oct. 1, 1972, by Executive Order 11777 (Apr. 12, 1974), as result of court case (*National Treasury Employees Union v. Richard M. Nixon*, 492 F.2d 587).

## SALARY INCREASE BILLS VETOED

Bill	Amount of increase	Action taken
83d Congress, H.R. 7774.....	Classified employees: 5-percent increase with minimum of \$170 and maximum of \$440. Postal field service employees: 5-percent increase with minimum of \$200 and maximum of \$440.	Presidential memorandum of disapproval, Aug. 23, 1954. (Pocket veto.)
84th Congress, S. 1.....	Postal field service employees: 9-percent increase.....	Vetoed May 19, 1955. Senate sustained veto May 24, 1955.
85th Congress, H.R. 2462.....	Classified employees: 11-percent increase.....	Presidential memorandum of disapproval, Sept. 7, 1957. (Pocket veto.)
85th Congress, H.R. 2474.....	Postal field service employees: 12-percent average increase ..	Do.
86th Congress, H.R. 9883.....	7 1/2 percent for all employees ..	Vetoed June 30, 1960. Veto overridden (Public Law 86-568).
91st Congress, H.R. 17809.....	Prevailing rate pay systems.....	Presidential memorandum of disapproval, Jan. 2, 1971.

## POSTAL EMPLOYEES

Effective date	Average increase (percent)	Amount of increase	Public law and date approved
July 1, 1945 .....	20.0	20 percent or \$400, whichever is the lesser.....	79-134, July 6, 1945.
Jan. 1, 1946 .....	20.0	\$400 for annual rate employees; 20 cents per hour for hourly rate employees; 20 percent for 4th-class postmasters.	79-386, May 21, 1946.
June 30, 1948 .....	25.0	\$450 for annual rate employees; 25 cents per hour for hourly rate employees; 25 percent for 4th-class postmasters.	80-900, July 3, 1948.
Nov. 1, 1949 .....	5.0	\$120 for annual rate employees; 2½ cents per hour for hourly rate employees; 5 percent for 4th-class postmasters; \$200 increase in entrance salary for regular employees; \$100 increase in entrance salary for temporary employees; 3 longevity grades.	81-428, Oct. 28, 1949.
July 1, 1951 .....	20.0	\$400 for annual rate employees; 20 cents per hour for hourly rate employees; 20 percent for 4th-class postmasters; advancement of 2 grades for most employees.	82-204, Oct. 24, 1951.
Mar. 1, 1955 .....	6.0	6 percent for all employees; 2.1 percent upon reclassification of positions.....	84-68, June 10, 1955.
Dec. 3, 1955 .....	2.1		
Jan. 1, 1958 .....	10.0	7½ percent for all employees; 2½-percent additional temporary increase, levels 1-6; 1½-percent additional temporary for level 7. (2½-percent temporary extended to all levels—Public Law 85-462, June 20, 1958).	85-426, May 27, 1958.
July 1, 1960 .....	8.0	8.4 percent levels 1-6; 7½ percent above level 6.....	86-568, July 1, 1960.
Oct. 11, 1962 .....	8.6	8.6 percent for all employees, plus additional step for 1st 4 levels .....	87-793, Oct. 11, 1962.
Jan. 1, 1964 .....	2.6	2.6 percent for all employees .....	
July 1, 1964 .....	5.6	5.6 percent for all employees .....	
Oct. 1, 1965 .....	3.6	3.6 percent for all employees .....	88-426, Aug. 14, 1964.
July 1, 1966 .....	2.9	2.9 percent for all employees .....	89-301, Oct. 29, 1965.
Oct. 1, 1967 .....	6.0	6.0 percent for all employees, including salary 1 level advancement .....	89-504, July 18, 1966.
July 1, 1968 .....	5.0	5.0 percent for all employees .....	90-206, Dec. 16, 1967.
July 1, 1969 .....	4.7	Full comparability .....	Do.
Dec. 27, 1969 .....	6.0	6.0 percent for all employees .....	H. Doc. 91-131.
			91-231, Apr. 15, 1970.

Apr. 16, 1970 ...	8.0	8 percent for all employees of POD, including headquarters employees	91-375, Aug. 12, 1970.
July 20, 1971		\$250 for all employees covered by the collective-bargaining agreement of July 20, 1971, including employees in levels 1-8 not covered by the agreement.	Do.
Nov. 14, 1971		do	Do.
Jan. 20, 1972		do	Do.
July 20, 1972		do	Do.
Jan. 20, 1973		do	Do.
July 21, 1973		\$700 plus cost-of-living <sup>1</sup> allowance for all employees covered by the 1973 National Agreement.	Do.
July 20, 1974		\$400 plus cost-of-living allowance for all employees covered by the National Agreement...	
July 21, 1975		\$400 plus cost-of-living allowance for all employees covered by the 1975 National Agreement.	
Mar. 21, 1976		\$250 plus cost-of-living allowance for all employees covered by the 1975 National Agreement.	Do.
Nov. 21, 1976		do	Do.
July 21, 1977		\$600 plus cost-of-living allowance for all employees covered by the 1975 National Agreement.	Do.
July 21, 1978		\$500 plus continuation of existing \$1,518 COLA (1978 National Agreement)	Do.
Nov. 4, 1978		\$1,518 COLA rolled-in to basic salary (1978 National Agreement)	Do.
July 21, 1979		3 percent per annum above the basic annual salary schedule in effect as of July 20, 1979, plus cost-of-living allowance (1978 National Agreement).	Do.
July 21, 1980		\$500 plus cost-of-living allowance (1978 National Agreement)	Do.
July 25, 1981		\$300 plus cost-of-living allowance (1981 National Agreement)	Do.
Nov. 14, 1981		\$3,619 COLA rolled-in to basic salary at the choice of all employees currently eligible for optional retirement or who will become so eligible on or before July 20, 1987.	Do.
July 24, 1982		\$300 plus cost-of-living allowance (1981 National Agreement)	Do.
July 23, 1983		\$300 plus cost-of-living allowance (1981 National Agreement)	Do.

<sup>1</sup> Cost-of-living increases: Nov. 1973, \$146; May 11, 1974, \$395; Nov. 9, 1974, \$457; May 1975, \$312; Nov. 1975, \$146; May 1976, \$208; Nov. 1976, \$270; May 1977, \$291; May 1978, \$312; Nov. 1978, \$187; May 1979, \$541; Nov. 1979, \$749; May 1980, \$832; Nov. 1980, \$624; May 1981, \$686; Nov. 1981, \$395; May 1982, \$167; Nov. 1982, \$541; May 1983, \$20; Nov. 1983, \$396.

### COMMISSION ON EXECUTIVE, LEGISLATIVE, AND JUDICIAL SALARIES

Section 225, Public Law 90-206, approved December 16, 1967, 2 U.S.C. 351, authorized the appointment of a Commission on Executive Legislative, and Judicial Salaries to serve for the period of the 1969 fiscal year, and the appointment of a new Commission to serve during the period of every fourth fiscal year following the 1969 fiscal year.

The Commission is composed of nine members, three appointed by the President, two by the President of the Senate, two by the Speaker of the House, and two by the Chief Justice of the United States.

The Commission is required to conduct quadrennial reviews of, and recommend rates of pay for, Members of Congress, the principal officials of the legislative branch, the judiciary, and the principal officials of the executive branch. The quadrennial reviews and recommendations are to be submitted to the President, who in turn, is required to include in his next budget to the Congress, his recommendations as to the exact rates of pay he deems advisable.

Prior to the enactment of Public Law 95-19, approved April 12, 1977, the President's recommendations became effective automatically, unless within approximately 30 days after the recommendations were submitted to the Congress, the Congress enacted a statute establishing different rates of pay, or one of the Houses of Congress disapproved all or any part of the recommendations.

Title IV of Public Law 95-19, the Federal Salary Act Amendments of 1977, amended section 225 to require that recommendations transmitted by the President pursuant to that section be approved within 60 days by a majority vote of both Houses in order to become effective.

#### FISCAL YEAR 1969

The Commission's study and recommendations for fiscal year 1969 were submitted to the President in December 1968, and the President, in turn, submitted his recommendations to the Congress with his budget message in January 1969 (see H. Doc. No. 91-51). On February 4, 1969, the Senate, by a vote of 34-47, defeated a resolution (S. Res. 82) proposing to disapprove the President's recommendations. On February 5, 1969, the House Rules Committee voted to table a resolution (H. Res. 142) providing for the adoption of a resolution (H. Res. 133) which was before the Post Office and Civil Service Committee, proposing to disapprove the President's recommendations.

Since neither House adopted a resolution of disapproval, the President's recommendations became effective in February and March 1969, as applicable for each group of officials after the end

of the 30-day period following the submission of the President's recommendations.

#### FISCAL YEAR 1973

The appointment of the members to the Commission for fiscal year 1973 was not completed until December 11, 1972, too late for the Commission to conclude a review and formulate a report to the President in time for him to include recommendations in his budget presentation in January 1973.

The Commission's report was submitted to the President late in June 1973, and the President's recommendations were submitted to the Congress with the budget on February 4, 1974 (see p. 1030, Appendix to Fiscal Year 1975 Budget).

The President's recommendations were vetoed upon adoption of Senate Resolution 293 on March 6, 1974, by a vote of 71 to 26. House Resolution 807, disapproving the President's recommendations was reported to the House on March 4, 1974 (H. Rept. 93-870) but was not acted on by the House.

#### FISCAL YEAR 1977

The Commission's study and recommendations for fiscal year 1977 were submitted to the President on December 2, 1976, and the President, in turn, submitted his recommendations to the Congress with his budget message on January 17, 1977 (see H. Doc. No. 95-47). On February 1, 1977, the Senate, by a vote of 56-42, tabled an amendment to a resolution (S. Res. 4) which proposed to disapprove the President's recommendations. On February 16, 1977, a special Ad Hoc Subcommittee on Presidential Pay Recommendations of the Committee on Post Office and Civil Service of the House met and voted: (1) by a record vote of 1-4, not to approve for full committee consideration House Resolution 201 (disapproving all of the President's recommendations); (2) by a voice vote, not to report House Resolution 152 (disapproving Members' pay increases only); (3) by a record vote of 1-4, not to report House Resolution 201, without recommendation, to the full committee; and (4) by a voice vote, to table all House Resolutions similar to House Resolution 201 and House Resolution 152.

Since neither House adopted a resolution of disapproval, the President's recommendations became effective in February and March 1977, as applicable for each group of officials after the end of the 30-day period following the submission of the President's recommendations.

#### FISCAL YEAR 1981

The Commission's study and recommendations, for fiscal year 1981 were submitted to the President in December 1980, and the President, in turn, submitted his recommendations to the Congress on January 9, 1981 (H. Doc. No. 97-6). On March 12, 1981, the House, by voice vote, agreed to House Resolution 109, expressing the sense of the House with respect to the pay recommendations of the President. The sense of the House was that the recommendations should not be approved. The same day, the Senate considered

four resolutions with respect to the President's recommendations as follows: (1) by 93 yeas, agreed to Senate Resolution 89, disapproving the recommendations of the President with respect to Members of Congress; (2) by 91 yeas to 3 nays, agreed to Senate Resolution 90, disapproving the recommendations of the President with respect to certain positions in the legislative branch; (3) by 87 yeas to 8 nays agreed to Senate Resolution 91, disapproving the recommendations of the President with respect to certain positions in the judicial branch; and (4) by 86 yeas to 7 nays agreed to Senate Resolution 92, disapproving the recommendations of the President with respect to offices and positions under the Executive Schedule.

## EXECUTIVE SALARY COST-OF-LIVING ADJUSTMENT ACT

(PUBLIC LAW 94-82, AUGUST 9, 1975)

This Act provides annual (generally October 1 of each year) automatic adjustments in the rates of pay of executives by amounts rounded to the nearest multiple of \$100, equal to the percentage of such rates of pay which corresponds to the overall average percentage of the annual comparability adjustments in the rates of pay under the General Schedule (5 U.S. Code 5305). The annual adjustments apply to the rates of pay for Members of Congress, judges, positions under the Executive Schedule, and other top positions in the Executive, Legislative, and Judicial Branches.

OCTOBER 1, 1975

Overall average increase of 5 percent, House Document 94-233, Executive Order 11883, October 6, 1975.

OCTOBER 1, 1976

Pursuant to Public Law 94-82 and Executive Order 11941, October 1, 1976, the rates of pay of the principal officials of the executive, legislative and judicial branches were adjusted by amounts (rounded to the nearest multiple of \$100) equal to 4.83 percent—the overall average percentage increase in the rates of pay under the General Schedule. However, under the Legislative Branch Appropriation Act 1977, Public Law 94-440, approved October 1, 1976, funds were not available to pay the salaries of these principal officials at rates in excess of the rates which were in effect on September 30, 1976. The positions involved are those referred to in section 225(f) of the Federal Salary Act of 1967 (2 U.S.C. 356), such as the Vice President, Members of Congress, judges, positions under the Executive Schedule and certain other specific legislative positions. The Comptroller General ruled that the language contained in the legislative appropriation act did not suspend the operation of Public Law 94-82 and, thus, was not a limitation on the *rates of pay* established thereunder. However, the language did prohibit the use of fiscal year 1977 funds to pay salary increases to the principal officials of the executive legislative and judicial branches. Therefore, while the legal rates of pay for these positions increased, the principal officials continued to be paid at the salary rates that were in effect on September 30, 1976. On December 15, 1980, the Supreme Court ruled that with respect to judges, since the appropriation act limitation became law on the first day of the fiscal year, by which time the judges' salary increases had already taken effect, it purported to repeal a salary increase already in force and thus "diminished" the compensation of Federal judges in violation of the Compensation Clause of the Constitution of the United

States (Art. III, § 1). Appropriate back pay was ordered. (*United States v. Will*)

OCTOBER 1, 1977

There was no adjustment in October 1977, because of the enactment of Public Law 95-66. That law provided that the first comparability adjustment which would be made after its enactment pursuant to the Executive Salary Cost-of-Living Adjustment Act would not take effect. The effect of this legislation was to deny the anticipated October 1977 pay comparability adjustment to the Vice President, Members of Congress, Federal judges and justices, executive branch officials under the executive schedule, and certain other officials in the legislative and judicial branches whose pay is established under section 225 of the Federal Salary Act of 1967 (Public Law 90-206).

OCTOBER 1, 1978

Pursuant to Public Law 94-82 and Executive Order 12087, October 7, 1978, the rates of pay of the principal official of the executive, legislative and judicial branches were adjusted by amounts (rounded to the nearest multiple of \$100) equal to 5.5 percent—the overall average percentage increase in the rates of pay under the General Schedule. However, under the Legislative Branch Appropriation Act, 1979, Public Law 95-391, approved September 30, 1978, funds were not available to pay the salaries of these positions at rates in excess of the rates which were in effect on September 30, 1978. With respect to the effect of the appropriation act limitation, see the discussion on the previous page concerning the October 1, 1976 increase.

OCTOBER 1, 1979

Pursuant to Public Law 94-82 and Executive Order 12165, October 9, 1979, the rates of pay of the principal officials of the executive, legislative and judicial branches were adjusted by amounts (rounded to nearest multiple of \$100) equal to 7 percent—the overall average percentage increase in the rates of pay under the General Schedule. However, under section 101(c) of Public Law 96-86, approved October 12, 1979, funds were not available to pay the salaries of these positions at rates which exceeded the September 30, 1978, rates by more than 5.5 percent. On December 15, 1980, the Supreme Court ruled that with respect to judges, since the appropriation act limitation became law after the first day of the fiscal year, by which time the judges' salary increases had already taken effect, it purported to repeal a salary increase already in force and thus "diminished" the compensation of Federal judges in violation of the Compensation Clause of the Constitution of the United States (Art. III, §1). Appropriate back pay was ordered. (*Will v. United States* 389, U.S. 90 (1980).)

OCTOBER 1, 1980

Pursuant to Public law 94-82 and Executive Order 12248, October 16, 1980, the rates of pay of the principal officials of the execu-



tive, legislative and judicial branches were adjusted by amounts (rounded to the nearest multiple of \$100) equal to 9.1 percent—the overall average percentage increase in the rates of pay under the General Schedule. However, under section 101(c) of Public Law 96-369, approved October 1, 1980, funds were not available to pay the salaries of these positions at rates in excess of the rates which were in effect on September 30, 1980. This limitation was continued through September 30, 1981, under section 101(c) of Public Law 96-536, approved December 16, 1980 and title IV of Public Law 97-12, approved June 5, 1981. Since neither limitation was enacted prior to the beginning of the fiscal year, the salaries of Federal judges were unaffected by the limitation (see the discussion of the October 1979 adjustment).

#### OCTOBER 1, 1981

Pursuant to Public Law 94-82 and Executive Order 12330, October 15, 1981, the rates of pay of the principal officials of the executive, legislative, and judicial branches were adjusted by amounts (rounded to the nearest multiple of \$100) equal to 4.8 percent—the overall average increase in the rates by pay under the General Schedule. However, under section 101(c) of Public Law 97-51, approved October 1, 1981, funds were not available to pay the salaries of these positions at rates in excess of the rates which were in effect on September 30, 1981. This limitation was continued through September 30, 1982 under Public law 97-85, approved November 23, 1981, and section 101(g) of Public Law 97-92, approved December 15, 1981. Section 141 of Public Law 97-92 did provide for partial relaxation of the limitation effective January 1, 1982. Since no limitation was enacted prior to the beginning of the fiscal year the salaries of Federal judges were unaffected by the limitation (see the discussion of the October 1979 adjustment).

#### OCTOBER 1, 1982

Pursuant to Public Law 94-82 and Executive Order 12387, October 8, 1982, the rates of pay of the principal officials of the executive, legislative, and judicial branches were adjusted by amounts (rounded to the nearest multiple of \$100) equal to 4.0 percent—the overall average increase in the rates of pay under the General Schedule. However, under section 101(e) of Public Law 97-276, approved October 2, 1982, funds were not available to pay the salaries of these positions in excess of the rates which were in effect on September 30, 1982. This limitation was continued through September 30, 1983 under section 129(a) of Public Law 97-377, approved December 21, 1982. Section 129(b) of Public Law 97-377 did provide for partial relaxation of the limitation effective December 18, 1982.

#### JANUARY 1, 1984

Pursuant to Public Law 94-82 and Executive Order 12456, December 30, 1983, the rates of pay of the principal officials of the executive, legislative, and judicial branches were adjusted by amounts (rounded to the nearest multiple of \$100) equal to 3.5 percent—the overall average increase in the rates of pay under the

General Schedule. However, pursuant to section 140 of Public Law 97-92, approved December 15, 1981, the salaries of Article III judges were excluded from the annual comparability adjustment. Section 140 prohibits the obligation or expenditure of funds to increase the salary of Article III judges without a specific congressional authorization.

Pursuant to Public Law 98-51, July 14, 1983, the disparity between the rates of pay prescribed by Public Law 94-82 and the lesser rate payable to the principal officials of the executive, legislative, and judicial branches (those positions referred to in section 225(f) of the Federal Salary Act of 1967 (2 U.S.C. 356)) because of the effect of limitations on appropriations was eliminated. Section 304 of Public Law 98-51 provides that the rate of salary or basic pay prescribed by law for those positions shall be reduced to the salary or basic pay rate payable.

## PAY COMPARABILITY

### THE FEDERAL PAY COMPARABILITY ACT OF 1970

(Public Law 91-656, 5 U.S.C. 5305-5308)

This act provides a permanent method of adjusting the rates of pay of Federal employees who are paid under the statutory pay systems—General Schedule, Foreign Service, and Physicians, Dentists, and Nurses of the Veterans' Administration. The act also authorizes adjustments to be made in the rates of pay of employees of the legislative, judicial, and executive branches of the Government of the United States and of the government of the District of Columbia (except employees whose pay is disbursed by the Secretary of the Senate or the Clerk of the House) whose rates of pay are fixed by administrative action pursuant to law, and are not otherwise adjusted by the President.

The procedure requires the President to direct such agent as he considers appropriate (normally the Director, Office of Personnel Management, the Secretary of Labor, and the Director, Office of Management and Budget) to prepare and submit to him annually a report—

That compares the rates of pay of the statutory pay systems with the pay in private industry on the basis of the annual survey of the Bureau of Labor Statistics;

That makes recommendations for adjustments in rates of pay based on comparability; and

Includes the views and recommendations of the Federal Employees Pay Council, established by this act, which is comprised of the representatives of employee organizations.

There is also established a three-member Advisory Committee on Federal Pay, an independent establishment, to assist the President in carrying out the policy of this act. This Committee shall—

Review the annual report of the President's agent;

Consider such further views and recommendations from employee organizations, the President's agent, other officials of the Government, or such experts as it may consult; and

Report its findings and recommendations to the President.

The President, after considering the report of his agent and the findings and recommendations of the Advisory Committee on Federal Pay, is required to make adjustments in the statutory rates of pay as he determines appropriate to carry out the comparability principles, effective October 1 of each year. The President is required to transmit to Congress a report of the pay adjustments he makes, together with the reports submitted to him by his agent and the Advisory Committee on Federal pay.

#### ALTERNATIVE PAY PROPOSAL

If, because of a national emergency or economic conditions affecting the general welfare, the President determines it inappropriate to make the pay comparability adjustments, he shall prepare and transmit to the Congress, before September 1, an alternative pay adjustment plan. The alternative plan would become effective on October 1 and would continue unless within 30 days after receiving it, either House of Congress vetoed the plan. In such event, the President is required to issue the original comparability adjustments. The congressional veto of an alternative plan would follow a procedure similar to the procedure established for congressional disapproval of an executive reorganization plan.

#### INITIAL ADJUSTMENTS

The 1970 act authorized the President to make the first two comparability adjustments effective the first applicable pay period commencing on or after January 1, 1971, and January 1, 1972, respectively rather than October 1 of each year, as provided for the subsequent adjustments.

#### JANUARY 1971

The first comparability increase under the 1970 act was placed into effect as of the first pay period after January 1, 1971, under Executive Order 11576, dated January 8, 1971.

#### JANUARY 1972

The President sent an alternative plan to the Congress, dated August 31, 1971 (H. Doc. No. 92-158) proposing that the January 1972 comparability increase be delayed until July 1972. On October 4, 1971, the House, by a vote of 174-207, failed to approve House Resolution 596, disapproving the alternative pay plan. The Senate did not vote on a disapproval resolution. Since the alternative plan was not disapproved by either House of Congress within the 30 calendar days of continuous session of the Congress following the submission of such plan, as permitted under 5 U.S.C. 5305 (c), the alternative plan became effective automatically.

Subsequently, section 3 of the Economic Stabilization Act Amendments of 1971 (Public Law 92-210, December 22, 1971) directed the President to place the January 1972 comparability adjustments into effect as of the first day of the first pay period which began after January 1, 1972, in amounts which would not be greater than the wage guidelines established for wage and salary adjustments for the private sector. The President placed such comparability adjustments into effect as of the first day of the first pay period beginning after January 1, 1972, under Executive Order 11637, dated December 22, 1971.

#### OCTOBER 1972

The next comparability increase was due on October 1, 1972. On August 31, 1972, the President sent a message to the Congress (H. Doc. No. 92-349) advising that on the basis of the provisions of sec-

tion 3 of the Economic Stabilization Act Amendments of 1971, he would recommend that the increases necessary to achieve comparability be paid starting January 1, 1973, rather than on October 1, 1972, in order that the Federal employees have only one pay increase during calendar year 1972. These comparability pay increases were placed into effect on the first day of the first pay period which began on or after January 1, 1973, under Executive Order 11691, dated December 15, 1972.

Subsequently, it was held in the case of *National Treasury Employees Union v. Richard M. Nixon*, 492 F. 2d 587, that the delay to January 1973 was improper. Executive Order 11777, April 12, 1974, amended Executive Order 11691, December 15, 1972, to provide that the pay raises granted by Executive Order 11691 were to be retroactively effective to October 1972 rather than January 1973.

#### OCTOBER 1, 1973

The President, on August 31, 1973, sent an alternative plan to the Congress (H. Doc. No. 93-140) proposing to delay the October 1973 increase until the first pay period beginning on or after December 1, 1973. On September 28, 1973, the Senate, by a vote of 72-16, approved the resolution (S. Res. 171) disapproving the President's alternative plan to delay the comparability adjustment from October 1 to December 1, 1973.

There was no action in the House on a comparable resolution. The adjustments became effective on the first day of the first pay period beginning on or after October 1, 1973, under Executive Order 11739, dated October 3, 1973.

#### OCTOBER 1, 1974

The President on August 31, 1974, sent an alternative plan to the Congress (H. Doc. 93-342) proposing to delay the October 1974 increase until January 1975.

On September 19, 1974, the Senate, by a vote of 64-35, approved the resolution (S. Res. 394) disapproving the President's alternative plan to delay the comparability adjustment from October 1974 to January 1975.

There was no action on a comparable House Resolution (H. Res. 1351). The adjustment became effective in October 1974 under Executive Order 11811, October 7, 1974.

#### OCTOBER 1, 1975

The President, on August 29, 1975, sent an alternative plan to the Congress (H. Doc. 94-233) proposing a 5 percent increase in lieu of the 8.66 percent increase required to achieve comparability.

On September 18, 1975, the Senate, by a vote of 39-53, failed to approve the resolution (S. Res. 239) proposing to disapprove the President's alternative plan for a 5 percent adjustment.

On October 1, 1975, the House, by a vote of 278 to 123, voted to table the motion to discharge the Post Office and Civil Service Committee from further consideration of the resolution (H. Res. 688) proposing to disapprove the President's alternative plan. Pre-

viously, on September 25, 1975, the committee, by a vote of 8-14, defeated a motion to report House Resolution 688.

OCTOBER 1, 1976

On October 1, 1976, the President issued Executive Order 11941 adjusting the rates of pay under the statutory pay systems by an average of 4.83 percent

OCTOBER 1, 1977

On September 29, 1977, the President issued Executive Order 12010 adjusting the rates of pay under the statutory pay systems by an average of 7.05 percent.

OCTOBER 1, 1978

The President, on August 31, 1978, sent an alternative plan to the Congress (H. Doc. No. 95-378) proposing a 5.5 percent increase in lieu of the 8.4 percent increase required to achieve comparability. Neither House of Congress took any action to disapprove the President's alternative plan. Therefore, on October 7, 1978, the President issued Executive Order 12078 adjusting the rates of pay under the statutory pay systems by 5.5 percent.

OCTOBER 1, 1979

The President, on August 31, 1979, sent an alternative plan to the Congress (H. Doc. No. 96-177) proposing a 7 percent increase in lieu of the 10.4 percent increase required to achieve comparability. Neither House of Congress took any action to disapprove the President's alternative plan. Therefore, on October 9, 1979, the President issued Executive Order 12165 adjusting the rates of pay under the statutory pay systems by 7 percent.

OCTOBER 1, 1980

The President, on August 29, 1980, sent an alternative plan to the Congress (H. Doc. No. 96-367) proposing a 9.1 percent increase in lieu of the 13.5 percent increase required to achieve comparability. Neither House of Congress took any action to disapprove the President's alternative plan. Therefore, on October 16, 1980, the President issued Executive Order 12248 adjusting the rates of pay under the statutory pay systems by 9.1 percent.

OCTOBER 1, 1981

The President, on August 31, 1981, sent an alternative plan to the Congress (H. Doc. No. 97-83) proposing a 4.8 percent increase in lieu of the 15.5 percent increase required to achieve comparability. Neither House of Congress took any action to disapprove the President's alternative plan. Therefore, on October 15, 1981, the President issued Executive Order 12330 adjusting the rates of pay under the statutory pay systems by 4.8 percent. As a practical matter, the alternative plan was unnecessary. Section 1701 of the Omnibus Budget Reconciliation Act of 1981 (Public Law 97-35, ap-

proved August 13, 1981) provided that the comparability increase for fiscal year 1982 could not exceed 4.8 percent.

OCTOBER 1, 1982

The President, on August 26, 1982, sent an alternative plan to the Congress (H. Doc. No. 97-233) proposing a 4 percent increase in lieu of the 18.47 percent increase required to achieve comparability. Neither House of Congress took any action to disapprove the President's alternative plan. Therefore, on October 8, 1982, the President issued Executive Order 12387 adjusting the rates of pay under the statutory pay systems by 4 percent.

JANUARY 1, 1984

The President, on August 31, 1983, sent an alternative plan to the Congress (H. Doc. No. 98-97) proposing a 3.5-percent increase effective in January, 1984, in lieu of the 21.51-percent increase effective in October 1983 required to achieve comparability. Neither House of Congress took any action to disapprove the President's alternative plan. Therefore, on December 30, 1983, the President issued Executive Order 12456 adjusting the rates of pay under the statutory pay systems by 3.5 percent.

The legality of the President's alternative plan has been cast in doubt by the Supreme Court decision in *Immigration and Naturalization Service v. Chadha*, — U.S. —, 103 S.Ct. 2764 (1983), which declared the legislative veto unconstitutional. Section 5305 of title 5, United States Code, which provides authority for the President's submission of an alternative pay plan, also provides a procedure whereby either House of Congress can prevent the alternative plan from taking effect by voting a resolution of disapproval. There is no doubt that this one-house veto provision is unconstitutional.

The National Treasury Employees Union has sued to overturn the alternative plan on the grounds that the President's authority to implement it is not severable from the unconstitutional veto provision. The union has asked the court to order the President to implement a full 21.51 percent comparability increase, effective October 1, 1983.

39

## PART III.—RETIREMENT ANNUITY ADJUSTMENTS

## CIVIL SERVICE RETIREMENT ANNUITY ADJUSTMENTS

Effective date	Average increase (percent)	Amount of increase	Public law and date approved
Apr. 1, 1948.....	25.0	Annuity formula liberalized for future retirees, automatic survivor annuity protection provided, and those already retired given option of (a) the lesser of 25 percent or \$300 increase, or (b) retention of present annuity and 50 percent surviving widow's annuity, up to \$600. Average annuity was only about \$1,200.	80-462, Feb. 28, 1948.
Sept. 1, 1950.....		Annuityants on the rolls before Apr. 1, 1948, were given the option of increases provided by Public Law 80-426, or survivor benefits if they had not chosen it in 1948.	81-601, July 6, 1950.
Sept. 1, 1952.....	25.0	Temporary cost-of-living increase of \$36 for each 6-month period on retired rolls, with a maximum increase of the lesser of 25 percent of \$324 and no annuity to be increased beyond \$2,160. Average annuity was under \$1,400.	82-555, July 16, 1952.
Oct. 1, 1954.....		Temporary increase under Public Law 82-555 made permanent. The maximum ceiling of \$2,160 was made inoperative as to any portion of a benefit purchased by voluntary contributions.	83-747, Aug. 31, 1954.
Oct. 1, 1955.....	12.0	If annuity commences between: Aug. 20, 1920-June 30, 1955 ..... 12 July 1-Dec. 31, 1955 ..... 10 Jan. 1-June 30, 1956 ..... 8 July 1-Dec. 31, 1956 ..... 6 Jan. 1-June 30, 1957 ..... 4 July 1-Dec. 31, 1957 ..... 2 Maximum annuity increase subject to ceiling of \$4,104. The percentage increases in annuities were correlated to give recognition to salary increase provided from and after March 1955. Majority of annuities were \$1,500 or less.	84-369, Aug. 11, 1955.

Annuity not in excess of \$1,500 shall be increased by (percent)—

Annuity in excess of \$1,500 shall be increased by (percent)—



## CIVIL SERVICE RETIREMENT ANNUITY ADJUSTMENTS—Continued

Effective date	Average increase (percent)	Amount of increase	Public law and date approved										
Aug. 1, 1958 .....	10.0	Cost-of-living annuity increase of 10 percent, not to exceed \$500 for any retiree, or \$250 for survivor. Applied to (a) retirees and survivors who, on Aug. 1, 1958, received, or were entitled to receive, annuities based on service which terminated before Oct. 1, 1956; and (b) all survivors subsequently granted annuities based on service of retirees qualifying for 1958 increases.	85-465, June 25, 1958.										
Jan. 1, 1963 .....	5.0	An increase of 5 percent for those receiving an annuity on Jan. 1, 1963	87-793, Oct. 11, 1962.										
<div><div>If the annuity commences between:</div><table><tr><td>Jan. 2-Dec. 31, 1963 .....</td><td>The annuity shall be increased by (percent)</td></tr><tr><td>Jan. 1-Dec. 31, 1964 .....</td><td>4</td></tr><tr><td>Jan. 1-Dec. 31, 1965 .....</td><td>3</td></tr><tr><td>Jan. 1-Dec. 31, 1966 .....</td><td>2</td></tr><tr><td>Jan. 1-Dec. 31, 1967 .....</td><td>1</td></tr></table></div>				Jan. 2-Dec. 31, 1963 .....	The annuity shall be increased by (percent)	Jan. 1-Dec. 31, 1964 .....	4	Jan. 1-Dec. 31, 1965 .....	3	Jan. 1-Dec. 31, 1966 .....	2	Jan. 1-Dec. 31, 1967 .....	1
Jan. 2-Dec. 31, 1963 .....	The annuity shall be increased by (percent)												
Jan. 1-Dec. 31, 1964 .....	4												
Jan. 1-Dec. 31, 1965 .....	3												
Jan. 1-Dec. 31, 1966 .....	2												
Jan. 1-Dec. 31, 1967 .....	1												
Dec. 1, 1965 .....	7.3	<div>A cost-of-living provision for automatic adjustment of annuities when Consumer Price Index has risen at least 3 percent.</div> <div>An increase of 11.1 percent if annuity commencing date was on or before Oct. 1, 1956, 6.1 percent if thereafter but not later than Dec. 1, 1965; \$10 per month or 15 percent, whichever is lesser, for pre-1948 widows. Preserved cost-of-living feature, but geared it to a more sensitive monthly indicator.</div> <div>Extended the increase provided by Public Law 89-205 to employees retiring no later than Dec. 30, 1965.</div>	89-205, Sept. 27, 1965.  89-314, Nov. 1, 1965.										

Sept. 1, 1966.....	10.0	An increase of 10 percent in annuities of widows or future widows of employees who died or retired prior to Oct. 11, 1962.	89-504, July 18, 1966.
Jan. 1, 1967.....	3.9	Automatic cost-of-living adjustment.....	5 U.S.C. 8340.
May 1, 1968.....	3.9	.....do.....	5 U.S.C. 8340.
Mar. 1, 1969.....	3.9	.....do.....	5 U.S.C. 8340.
Nov. 1, 1969.....	5.0	.....do.....	5 U.S.C. 8340.
Aug. 1, 1970.....	5.6	.....do.....	5 U.S.C. 8340.
June 1, 1971.....	4.5	.....do.....	5 U.S.C. 8340.
July 1, 1972.....	4.8	.....do.....	5 U.S.C. 8340.
July 1, 1973.....	6.1	.....do.....	5 U.S.C. 8340.
Jan. 1, 1974.....	5.5	.....do.....	5 U.S.C. 8340.
July 1, 1974.....	6.4	.....do.....	5 U.S.C. 8340.
Aug. 1, 1974.....	5.5	An increase of \$240 for retirees and \$132 for surviving spouses whose separation occurred before Oct. 21, 1969, and minimum annuities.	93-273, Apr. 26, 1974.
Jan. 1, 1975.....	7.4	Automatic cost-of-living adjustment.....	5 U.S.C. 8340.
Aug. 1, 1975.....	5.1	.....do.....	5 U.S.C. 8340.
Mar. 1, 1976.....	5.4	.....do.....	5 U.S.C. 8340.
Mar. 1, 1977.....	4.8	.....do.....	5 U.S.C. 8340.
Sept. 1, 1977.....	4.3	.....do.....	5 U.S.C. 8340.
Mar. 1, 1978.....	2.4	.....do.....	5 U.S.C. 8340.
Sept. 1, 1978.....	4.9	.....do.....	5 U.S.C. 8340.
Mar. 1, 1979.....	3.9	.....do.....	5 U.S.C. 8340.
Sept. 1, 1979.....	6.9	.....do.....	5 U.S.C. 8340.
Mar. 1, 1980.....	6.0	.....do.....	5 U.S.C. 8340.
Sept. 1, 1980.....	7.7	.....do.....	5 U.S.C. 8340.
Mar. 1, 1981.....	4.4	.....do.....	5 U.S.C. 8340.
Mar. 1, 1982.....	8.7	.....do.....	5 U.S.C. 8340.
Apr. 1, 1983.....	3.9	.....do.....	5 U.S.C. 8340.

## COST OF LIVING ADJUSTMENTS IN ANNUITIES

## 5 U.S.C. 8340

Section 1306 of Public Law 94-440 (Legislative Branch Appropriation Act, 1977), approved October 1, 1976, amended the cost-of-living provisions of the civil service retirement law (5 U.S.C. 8340(b)) in two major respects. The amendment eliminated the 1 percent that was added to each cost-of-living adjustment and established a new method of adjusting civil service retirement annuities. Under the new procedure, the Office of Personnel Management was required, in January and July of each year, to determine the percent change in the consumer price index over the preceding 6-month period. If a rise in the price index has occurred, each annuity is increased, effective March 1 in the case of the January determination and September 1 in the case of the July determination, by the percent change, adjusted to the nearest one-tenth of 1 percent. This twice-a-year adjustment mechanism was annualized in 1981. Section 1702 of the Omnibus Budget Reconciliation Act of 1981 (Public Law 97-35) eliminated all future September adjustments.

Section 301 of the Omnibus Reconciliation Act of 1982, Public Law 97-253, approved September 8, 1982, provides special rules for cost-of-living adjustments which will occur in fiscal years 1983, 1984, and 1985. First, section 301 provides that payment of civil service retirement cost-of-living adjustments which occur under section 8340 of title 5, United States Code, will be delayed one month in each of the next three calendar years. Adjustments currently are payable April 1 of each year. Under section 301, adjustments will be payable May 1, 1983, June 1, 1984, and July 1, 1985. Second, section 301 provides that civil service retirees who are under age 62 at the time of a cost-of-living adjustment under section 8340 shall receive only one-half of such adjustment. For the next three years the full adjustments are projected to be 6.6 percent, 7.2 percent, and 6.6 percent. Thus, under section 301, retirees under age 62 would receive adjustments of at least 3.3 percent, 3.6 percent, and 3.3 percent. Section 301 further provides that retirees subject to the limitation will receive an additional adjustment if the cost-of-living adjustments which actually occurs under section 8340 exceeds the projected adjustment. If this occurs, the retiree will receive one-half of the projected adjustment plus the entire amount by which the actual adjustment exceeds that projected. For example, if the full cost-of-living adjustment effective in 1983 is 7.6 percent rather than the projected 6.6 percent, retirees subject to the limitation in section 301 would receive 3.3 percent (one-half of the projected adjustment plus an additional one percent reflecting the error in the projection). The limitation in section 301 does not apply to individuals receiving survivor annuities or individuals retired on disability.

Prior to October 1, 1976, section 8340(b) of title 5, United States Code, provided that whenever the price index increased by at least 3 percent over the index for the month used as the base for the most recent cost-of-living increase, and remained at or exceeded 3 percent for 3 consecutive months, each annuity would be increased

by an amount equal to the highest percentage rise in the index during the 3 consecutive months, plus an additional 1 percent. The annuity increases became effective on the first day of the third month following the 3-consecutive-month period. That procedure for providing cost-of-living adjustments resulted from several amendments to the civil service retirement provisions.

The 1962 amendment to the Civil Service Retirement Act (Public Law 87-793; 76 Stat. 869) provided that whenever the Consumer Price Index of the Bureau of Labor Statistics rose by an average of 3 percent or more for a full calendar year above the average base year, a comparable percentage increase in retirees' annuities would become effective on April 1 of the following year. If the increase in the Consumer Price Index was not 3 percent, the Civil Service Commission had to wait until the following January 1 for another determination.

The 1965 amendments to the Civil Service Retirement Act (Public Law 89-205; 79 Stat. 840) geared cost-of-living adjustments to a more sensitive monthly indicator instead of the average calendar year indicator. These amendments provided that whenever the Consumer Price Index rose 3 percent or more for 3 consecutive months, annuities would be increased by the highest percentage during such 3 months with the increase taking effect on the first day of the third month following the 3-consecutive-month period.

Section 204 of Public Law 91-93 (83 Stat. 139) amended the cost of living provisions of law to include an additional 1 percent adjustment when each cost-of-living adjustment was made. The additional 1 percent adjustment feature was added to take into account the 5-month period which elapsed between the initial month in which the Consumer Price Index rose by 3 percent over the previous base month and the month in which the increase was reflected in the annuity check.

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